

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON NOVEMBER 10, 2010, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT AND EDWIN H. HUMPHREY, VICE PRESIDENT. LET THE RECORD SHOW THAT COMMISSIONER CROSWELL WAS ABSENT THIS DATE. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 2:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 192-10/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 192-10** resolving to approve payment to vendors **in the total amount of \$1,237,488.43** as set forth in the BCC Approval Invoice Report For Checks Dated November 10, 2010, Vendor Invoice List Report(s), Items paid by Fund and Check Date Range Report and/or Procurement Card Transaction Report presented by the County Auditor 11/08/2010, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH FOUNDATIONS FOR LIVING FOR THE PROVISION OF RESIDENTIAL TREATMENT SERVICES FOR SAME...10-1101-001...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and Foundations for Living, 1451 Lucas Road, Mansfield, Ohio 44903, for the provision of residential treatment services for children in the care and/or custody of the Department of Job and Family Services and/or Clermont County Juvenile Court, at the rate of \$212.18 per day, effective 11/01/10 through 10/31/11, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

IN RE: CLERMONT TRANSPORTATION CONNECTION...REVISED STANDARD STATE ASSURANCES RELATIVE TO THE APPLICATION FILED WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE OHIO PUBLIC TRANSIT GRANT PROGRAM FOR STATE FISCAL YEAR 2011 FOR SAME...10-0810-002...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Benjamin S. Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to authorize Robert L. Proud, President of the Board of County Commissioners, to execute *Revised* State Standard Assurances relative to the Application filed with the Ohio Department of Transportation, 1980 West Broad Street, Columbus, Ohio 43223 for the Ohio Public Transit Grant Program in the amount of \$93,084.00 for State Fiscal Year 2011, previously authorized by Resolution Number 149-10 adopted by the Board of County Commissioners on 08/25/10, *which eliminates the phrase "of the nonfederal portion" from Article 1 and the requirement to submit to the Ohio Department of Transportation a copy of "each audit no later than 30 days after its completion" as set forth in Article 5 of the Standard State Assurances filed with the Application,* pursuant to the Urban Transit Program Criteria for FY 2011.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

IN RE: CLERMONT TRANSPORTATION CONNECTION...2011 UNIFIED CARRIER REGISTRATION WITH THE PUBLIC UTILITIES COMMISSION OF OHIO RELATIVE TO THE OPERATION OF INTERSTATE TRANSPORTATION SERVICES FOR SAME...10-1026-002...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Benjamin S. Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to authorize Robert L. Proud, President of the Board of County Commissioners, to execute the 2011 Unified Carrier Registration with The Public Utilities Commission of Ohio, Motor Carrier Registration, 180 East Broad Street, MCR-4th Floor, Columbus, Ohio 43215, relative to the operation of interstate transportation services, in the amount of \$1,576.00, for Calendar Year 2011, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY... ACCEPTANCE OF THE PLUMBING, FIRE PROTECTION, COMMUNICATIONS TECHNOLOGY & SECURITY, ELECTRICAL, AND HEATING, VENTILATING, AND AIR CONDITIONING CONTRACTS FOR THE CLERMONT COUNTY COMMUNICATIONS CENTER BUILDING EXPANSION AND REMODEL PROJECT LOCATED IN BATAVIA TOWNSHIP AS COMPLETE AND APPROVAL OF THE FINAL PAYMENTS FOR RELEASE OF RETAINAGES RELATIVE THERETO...ACCEPTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to accept the Contracts by and between the County of Clermont, Ohio, and the following companies for the Clermont County Communications Center Building Expansion and Remodel Project located in Batavia Township as Complete as of 04/12/2010; to execute the Certificates of Substantial Completion therefore; and to approve the Applications and Certifications for Payment which

represent the Release of Retainages in the principal amounts as listed plus all accrued interest earned thereon relative thereto:

Contractor	Contract	Final/Retainage
Century Construction, Inc. 34 Kenton Lands Road Post Office Box 18670 Erlanger, Kentucky 41018 DC #09-0202-003	Plumbing	\$2,641.79
Cincinnati Dayton Fire Protection, Inc. 7225 Edington Drive Cincinnati, Ohio 45249 DC #09-0202-004	Fire Protection	\$1,880.00 (plus accrued interest)
Industrial Communication & Sound, Inc. 7749 Reinhold Drive Cincinnati, Ohio 45237 DC# 09-0202-006	Communications Technology & Security	\$2,583.64 (plus accrued interest)
Seco Electric Company Inc. 350 West Pike Street Covington, Kentucky 41011 DC #09-0202-005	Electrical	\$8,676.00 (plus accrued interest)
Peck Hannaford & Briggs, Inc., 4670 Chester Avenue Cincinnati, Ohio 45232 DC #09-0202-002	Heating, Ventilating, and Air Conditioning	\$8,320.00 (plus accrued interest)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT/OFFICE OF ENVIRONMENTAL QUALITY...2011 LITTER CLEANUP GRANT APPLICATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES/DIVISION OF RECYCLING AND LITTER PREVENTION FOR THE COUNTY OF CLERMONT, OHIO FOR FISCAL YEAR 2011...10-1104-003...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Hannah Lubbers, Project Manager, with the concurrence of Paul Braasch, Coordinator, Clermont County Water Resources Department/Office of Environmental Quality, to authorize Robert L. Proud, President of the Board of County Commissioners, to execute the 2011 Litter Cleanup Grant Application for funding through the Ohio Department of Natural Resources/Division of Recycling and Litter Prevention, Attention: Community Program Coordinator, 2045 Morse Road – Building B-1, Columbus, Ohio 43229-6693 in the amount of \$2,000.00, with no local match required therefore, for the purchase of materials and/or supplies in concert with five (5) litter pickup/recycling events throughout Clermont County from 03/01/2011 through 05/31/2011, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

IN RE: COUNTY ENGINEER...CHANGE ORDER NUMBER 2 TO THE CONTRACT WITH BROSHEAR CONTRACTORS, INC. FOR PROJECT NUMBER BA-03-O5 RELATIVE TO THE OLD SR 74 EXTENSION TO COLLEGE DRIVE PROJECT LOCATED IN BATAVIA TOWNSHIP...10-0308-004...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Change Order Number 2 to the Contract with Broshear Contractors, Inc., 2520 Millville-Ross Road, Hamilton, Ohio 45013, previously ratified by the Board of County Commissioners on 05/26/10, and subsequently amended on 10/20/10, for Project Number BA-03-05 relative to the Old SR 74 Extension to College Drive Project located in Batavia Township, which represents an increase in the amount of \$29,870.18, for a total adjusted contract price to date of \$721,882.18, for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

IN RE: COUNTY ENGINEER...WETHERBY FARMS SUBDIVISION/SECTION 5/UNION TOWNSHIP...RELEASE OF A COMBINED PERFORMANCE - MAINTENANCE BOND AND ACCEPTANCE OF STREETS INTO THE UNION TOWNSHIP PUBLIC ROAD SYSTEM...06-0210-003...APPROVED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of a Combined Performance-Maintenance Bond, previously converted to the Maintenance Bond Phase, for the following subdivision within Union Township, and to accept the streets in the lengths stated situated therein as public roads for placement into the Union Township Public Road System:

Subdivision	Maintenance Bond	Streets/Length (miles)
Wetherby Farms Subdivision Section 5 Union Township	\$10,000.00	South Yorkshire Square (0.117) Greenshire Lane (0.043) South Genson Loop (0.090)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...YOUNG WOMEN'S CHRISTIAN ASSOCIATION OF GREATER CINCINNATI APPLICATION FOR FUNDING FOR FISCAL YEAR 2010 RELATIVE TO SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE...10-0928-001...APPROVED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to approve the Application of the Young Women's Christian Association of Greater Cincinnati, 898 Walnut Street, Cincinnati, Ohio 45202, received on 09/27/10 for the release of funds to be collected as fees for the issuance of marriage licenses and for the release of funds to be collected as additional fees for the filing of each new action or proceeding for annulment, divorce, or dissolution of marriage from 01/01/11 through 12/31/11, pursuant to Sections 3113.34 and 2303.201 (D) of the Ohio Revised Code, for the operation of the House of Peace, a shelter for victims of domestic violence, for which the funds to be collected from 01/01/11 through 12/31/11 are estimated not to exceed the amount of \$43,710.30 heretofore collected in Calendar Year 2009, pursuant to and in compliance with Section 3113.35(B) of the

Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...AGREEMENT WITH THE BOARD OF TRUSTEES OF UNION TOWNSHIP FOR THE PROVISION OF PROJECT MANAGEMENT SERVICES, AS WELL AS, LOCAL MATCH RELATIVE TO THE BALDWIN ROAD IMPROVEMENT PROJECT LOCATED WITHIN UNION TOWNSHIP...10-1102-001...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, with the concurrence of Patrick J. Manger, County Engineer, to execute the Agreement by and between the County of Clermont, Ohio, and the Board of Trustees of Union Township, 4350 Aicholtz Road, Cincinnati, Ohio 45245 for the provision of project management services relative to the Baldwin Road Improvement Project located within Union Township, with the County to pursue funding from the Ohio Public Works Commission (OPWC) in the form of a grant in the amount of \$120,000.00 which will reimburse the County in an amount up to forty-nine percent (49%) or \$58,800.00 of the estimated cost of the proposed project, with the required local match of funds in the amount of \$61,200.00 or fifty-one percent (51%) of the estimated project cost therefore to be paid by the County, with the Township to reimburse the County for half of all costs associated with the local match in an amount not to exceed \$30,600.00, with the understanding that, in the event that said Project exceeds the \$120,000.00 project estimate, both the County and the Township will be required to contribute 50% of the costs above and beyond the estimated \$120,000.00 project cost, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...CODESPEAR USAGE AGREEMENT WITH THE HAMILTON COUNTY EMERGENCY MANAGEMENT AGENCY FOR THE ACTIVATION AND USE OF THE CODESPEAR SYSTEM BY THE CLERMONT COUNTY EMERGENCY MANAGEMENT AGENCY FOR THE PROVISION OF CITIZEN EMERGENCY NOTIFICATION FOR JURISDICTIONS LOCATED WITHIN CLERMONT COUNTY, OHIO...10-0917-001...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute a Codespear Usage Agreement by and between the County of Clermont, Ohio, and the Hamilton County Emergency Management Agency, 2000 Radcliff Drive, Cincinnati, Ohio 45204, relative to the activation and use of the Codespear System by the Clermont County Emergency Management Agency for the provision of citizen notification of emergencies for jurisdictions located within Clermont County, Ohio, as well as, to provide direction during weapons of mass destruction/terrorism acts and natural disasters, with the Codespear System to be activated/used exclusively for officially approved emergencies and follow-up messages relative thereto as defined by the Southwestern Ohio Southeastern Indiana Northern Kentucky (SOSINK) Point of

Contacts along with input from the SOSINK Regional Steering Committee, as outlined in the Codespear Systems, Procedures, Guidelines and Thresholds, attached thereto and made a part thereof, to be funded by Hamilton County with Urban Area Security Initiative (UASI) funds received from the Federal Government, at no cost to Clermont County for the activation and proper usage of the system, with charges for improper and unallowable activation/usage of the Codespear System applicable as outlined therein, effective upon execution by both parties, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...CONTRACT FOR PROFESSIONAL SERVICES WITH TALBERT HOUSE RELATIVE TO THE CLERMONT COUNTY JAIL INTERVENTION PROGRAM FOR SAME...10-1110-002...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Douglas J. Brothers, Assistant to the County Administrator, with the concurrence of David L. Spinney, County Administrator, to execute a Contract for Professional Services by and between the County of Clermont, Ohio, and Talbert House, 2600 Victory Parkway, Cincinnati, Ohio 45227 for the provision of professional services relative to the Clermont County Jail Intervention Program, in accordance with the Scope of Services as identified in Exhibit A, attached thereto and made a part thereof, in an amount not to exceed \$57,532.80, with said work to be completed by 06/30/11, pursuant to and in compliance with the terms and conditions specified therein and contingent upon the issuance of a purchase order therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF EXPENSES RELATIVE TO SAME...APPROVED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2010 and any and all amendments subsequent thereto:

COUNTY ENGINEER

Pat Manger and Craig Stephenson: Two (2) Days – Columbus, Ohio - County Commissioners/County Engineers Association of Ohio Annual Winter Conference – Total expenses not to exceed \$578.00.

DEPARTMENT OF HUMAN RESOURCES

Bob Sander or HR Designee: Two (2) days – Columbus, Ohio – County Commissioners Association of Ohio Winter Conference – Total expenses not to exceed \$255.00.

BOARD OF COUNTY COMMISSIONERS

David L. Spinney: Three (3) days – Columbus, Ohio – County Commissioners Association of Ohio Winter Conference – Total expenses not to exceed \$274.00.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

LET THE RECORD SHOW: That a motion by Mr. Humphrey, seconded by Mr. Proud, to approve the minutes of Work Sessions of **09/20/10 and 10/18/10** carried with all members present voting affirmatively thereon.

LET THE RECORD SHOW: That a motion by Mr. Humphrey, seconded by Mr. Proud, to approve the minutes of Regular Session of **11/10/10** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 2:25 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**ROBERT L. PROUD, PRESIDENT
EDWIN H. HUMPHREY, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 11/10/10